

The Honorable Franklin D. Burgess

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

WALTER H. IRVING,

Plaintiff,

v.

MULTICARE HEALTHCARE SYSTEM, a
Washington corporation,

Defendant.

No. 05-5290 FDB

**STIPULATION FOR AND ORDER OF
DISMISSAL**

I. STIPULATION

The parties stipulate, pursuant to Rule 41 (a)(1), F.R.C.P., that this action shall be dismissed with prejudice and without costs to either party.

DATED this ____ day of March, 2006.

DATED this ____ day of March, 2006.

WINTERBAUER & DIAMOND P.L.L.C.

MACLEOD L.L.C.

Steven H. Winterbauer, WSBA #16468
1200 Fifth Ave, Ste 1910
Seattle, WA 98101
206-676-8440
Attorney for Defendant

Jon W. MacLeod, WSBA #8491
1700 Seventh Ave, Ste 2100
Seattle, WA 98101
206-357-8470
Attorney for Plaintiff

WINTERBAUER & DIAMOND P.L.L.C.
1200 FIFTH AVENUE, SUITE 1910
SEATTLE, WA 98101
TELEPHONE: (206) 676-8440

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

I hereby certify that on March 28, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: _____, and I hereby certify that I have sent by messenger the document to the following: _____.

Cristie Carter Bake
Legal Assistant
Winterbauer & Diamond P.L.L.C.
1200 Fifth Avenue, Suite 1910
Seattle, Wa 98101
Phone: 206-676-8440
Fax: 206-676-8441
mail@winterbauer.com